

A G E N D A

OUACHITA PARISH POLICE JURY REGULAR MEETING

**MONDAY, MARCH 16, 2015 – 5:30 P.M.
OUACHITA PARISH COURTHOUSE – COURTROOM 3**

CALL TO ORDER: Mr. Scotty Robinson, President

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL: Ms. Karen Cupit, Recording Secretary

APPROVAL OF AGENDA:

PUBLIC COMMENT PERIOD:

DISCUSSION/ACTION: Motion to adopt the Minutes of the Regular Police Jury Meeting including the Committee Meetings held on March 2, 2015

PUBLIC HEARINGS:

Ordinance No. 9065 – An Ordinance to authorize an Act of Sale by the Parish of Ouachita to sell adjudicated property described as: Lot 8 of J. S. James Construction Co. resubdivision of Lot 15, Unit 2 of E.W. Cruse’s subdivision of the L.P. Alexander tract in Sections 8 & 42, Township 17 North, Range 4 East, Ouachita Parish, Louisiana in accordance with LA R.S. 47: 2202 et seq. and to authorize the Ouachita Parish Police Jury president to sign all necessary documents and to address the matters relative thereto.

Ordinance No. 9066 – An Ordinance to authorize an Act of Sale by the Parish of Ouachita to sell adjudicated property described as: Lot 11 in Rockthrow Subdivision, located in Section 20, Township 18 North, Range 3 East, Ouachita Parish, Louisiana in accordance with LA R.S. 47: 2202 et seq. and to authorize the Ouachita Parish Police Jury president to sign all necessary documents and to address the matters relative thereto.

Ordinance No. 9067 - An Ordinance to authorize an Act of Sale by the Parish of Ouachita to convey adjudicated property described as: lot in Square 7 of Layton’s first addition fronting 150 feet on west side of Jackson Street and running back a depth of 150 feet on the south side of Miro Street, SEC. 55, T 18N, R3E, bearing the municipal address of 800 Jackson Street, Monroe, in accordance with LA R.S. 47: 2202 et seq. and to authorize the Ouachita Parish Police Jury president to sign all necessary documents and to address the matters relative thereto.

VISITORS:

- 1) Ronnie Cascio and Buddy Frost – Dayton Tidwell Road, District F

ENGINEERING REPORT:

Discussion/Action: Parish Project Updates

FINANCE COMMITTEE MEETING

CALL TO ORDER: Mr. Walt Caldwell, Chairman

- 1) **Mr. Brad Cammack, Treasurer**
Discussion/Action: Claim Statement (2/13/2015-3/12/2015)
- 2) **Mr. Lamar Anderson, Green Oaks**
Discussion/Action: HVAC Control System

OTHER BUSINESS:

ADJOURN!

RATIFICATION OF COMMITTEE ACTIONS:

MOTIONS * ORDINANCES * RESOLUTIONS:

MR. SCOTTY ROBINSON, DISTRICT A:

1) DISCUSSION/ACTION:

**ORDINANCE NO. 9065
(FINAL)**

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF OUACHITA TO SELL ADJUDICATED PROPERTY DESCRIBED AS: LOT 8 OF J.S. JAMES CONSTRUCTION CO. RESUBDIVISION OF LOT 15, UNIT 2 OF E.W. CRUSE'S SUBDIVISION OF THE L.P. ALEXANDER TRACT IN SECTIONS 8 & 42, TOWNSHIP 17 NORTH, RANGE 4 EAST, OUACHITA PARISH, LOUISIANA IN ACCORDANCE WITH LA R.S. 47: 2202 ET SEQ. AND TO AUTHORIZE THE OUACHITA PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THE MATTERS RELATIVE THERETO.

WHEREAS, the immovable property described below was adjudicated to the Parish of Ouachita on June 4, 2003, for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year redemption period established by Parish Ordinance No: 9037 and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47: 2202 et seq. provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Ouachita has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, et seq.; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Ouachita has set a minimum bid for public sale at \$3,644.81; and

WHEREAS, the Parish of Ouachita has received a written offer to purchase said property from David Elahi on behalf of Royal Properties, LLC for the consideration of \$3,644.81 (three thousand six hundred forty four dollars and eighty one cents) cash, at the time of sale and has been accepted by the Ouachita Parish Police Jury; and

WHEREAS, the property described herein below is scheduled for public auction on March 4, 2015 at 10:00 a.m.

NOW BE IT ORDAINED by the Ouachita Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Ouachita Parish Parcel #15382, with municipal address 1113 Myers Street, Monroe, LA 71202, and more fully described as:

Lot 8 of J.S. James Construction Co., Inc.'s Subdivision of Lot 15 of Unit No. 2 of E.W. Cruse's Subdivision of the L.P. Alexander Tract in Sections 8 and 42, Township 17 North, Range 4 East, as per plat filed in Book 8 page 48 of the records of Ouachita Parish, Louisiana.

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 et. seq., without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.
- 3) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 5) The following shall be completed prior to closing of sale:
 - a. E&P LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Ouachita and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
 - b. E&P LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 et. seq. Proof of said notice will be filed in the conveyance records of Ouachita Parish immediately after the Act of Sale.
 - c. At the time of closing, the E&P LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 et. seq. has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Ouachita Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified.

The above Ordinance was introduced on the 17th day of February, 2015.

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2) DISCUSSION/ACTION:

**ORDINANCE NO. 9066
(FINAL)**

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF OUACHITA TO SELL ADJUDICATED PROPERTY DESCRIBED AS: LOT 11 IN ROCKTHROW SUBDIVISION, LOCATED IN SECTION 20, TOWNSHIP 18 NORTH, RANGE 3 EAST, OUACHITA PARISH, LOUISIANA IN ACCORDANCE WITH LA R.S. 47: 2202 ET SEQ. AND TO AUTHORIZE THE OUACHITA PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THE MATTERS RELATIVE THERETO.

WHEREAS, the immovable property described below was adjudicated to the Parish of Ouachita on June 1, 1993, for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year redemption period established by Parish Ordinance No: 9037 and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47: 2202 et seq. provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Ouachita has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, et seq.; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Ouachita has set a minimum bid for public sale at \$8,033.07; and

WHEREAS, the Parish of Ouachita has received a written offer to purchase said property from Shawn Sanaie for the consideration of \$8,033.07 (eight thousand thirty three dollars and seven cents) cash, at the time of sale and has been accepted by the Ouachita Parish Police Jury; and

WHEREAS, the property described herein below is scheduled for public auction on March 4, 2015 at 10:00 a.m.

NOW BE IT ORDAINED by the Ouachita Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Ouachita Parish Parcel #71443, with municipal address 0 Summerville Lane, West Monroe, LA 71291, and more fully described as:

Lot 11 of Rockthrow Subdivision, located in Section 20, Township 18 North, Range 3 East, Ouachita Parish, Louisiana, as per revised plat of record in Plat Book 14, Page 104, records of Ouachita Parish, Louisiana.

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 et. seq., without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.
- 3) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 5) The following shall be completed prior to closing of sale:
 - a. E&P LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Ouachita and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
 - b. E&P LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 et. seq. Proof of said notice will be filed in the conveyance records of Ouachita Parish immediately after the Act of Sale.
 - c. At the time of closing, the E&P LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 et. seq. has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Ouachita Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified.

The above Ordinance was introduced on the 17th day of February, 2015.

* * *

3) DISCUSSION/ACTION:

**ORDINANCE NO. 9067
(FINAL)**

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF OUACHITA TO CONVEY ADJUDICATED PROPERTY DESCRIBED AS: LOT IN SQUARE 7 OF LAYTON'S FIRST ADDITION FRONTING 150 FEET ON WEST SIDE OF JACKSON STREET AND RUNNING BACK A DEPTH OF 150 FEET ON THE SOUTH SIDE OF MIRO STREET, SEC. 55, T 18N, R3E, BEARING THE MUNICIPAL ADDRESS OF 800 JACKSON STREET, MONROE, IN ACCORDANCE WITH LA R.S. 47: 2202 ET SEQ. AND TO AUTHORIZE THE OUACHITA PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THE MATTERS RELATIVE THERETO.

WHEREAS, the Ouachita Parish School Board began occupying the above-described property (sometimes hereinafter referred to as "the property") in 1992 as the Lessee of Robinson Business College, Inc. et al;

WHEREAS, following the seizure of the above-described property pursuant to a United States tax lien the Ouachita Parish School Board purchased said property in full ownership at a public auction conducted by the United States Internal Revenue Service in 1994;

WHEREAS, upon said acquisition of the property, the Ouachita Parish School Board began possessing the property as owner, in good faith and with just title, and said possession has continued uninterrupted to the present;

WHEREAS, the Ouachita Parish School Board has recently discovered that the Internal Revenue Service failed to record the Act of Sale evidencing the above-described conveyance of the property to the Ouachita Parish School Board at public auction and as a result the property was adjudicated for nonpayment of *ad valorem* taxes;

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year redemption period established by Parish Ordinance No: 9037 and the owner of record has failed to redeem the above-described adjudicated property;

WHEREAS, LA R.S. 47: 2202 et seq. provides that the Parish may convey adjudicated property in accordance with law after the expiration of the period for redemption;

WHEREAS, all notices and publications required by La. R.S. 47:2202, et seq. for the conveyance of adjudicated property by the parish have been made and no party has objected to the conveyance of the property described above by the Ouachita Parish Police Jury; and,

WHEREAS, the Ouachita Parish Police Jury desires to execute such Acts as are reasonable and necessary to convey the above-described adjudicated property to the Ouachita

Parish School Board so as to confirm the Ouachita Parish School Board's ownership of said property and finds that such action is in the best interests of the citizens of Ouachita Parish;

NOW THEREFORE:

BE IT ORDAINED by the Ouachita Parish Police Jury, that its President be, and hereby is, authorized to execute such Deed or other Act as is reasonable and necessary to convey to the Ouachita Parish School Board the following-described adjudicated property, so as to remove the effect of adjudication and in all other respects confirm the Ouachita Parish School Board's ownership of such property:

LOT IN SQUARE 7 OF LAYTON'S FIRST ADDITION FRONTING 150 FEET ON WEST SIDE OF JACKSON STREET AND RUNNING BACK A DEPTH OF 150 FEET ON THE SOUTH SIDE OF MIRO STREET, SEC. 55, T 18N, R3E, BEARING THE MUNICIPAL ADDRESS OF 800 JACKSON STREET, MONROE, LOUISIANA.

The above Ordinance was introduced on the 17th day of February, 2015.

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4) DISCUSSION/ACTION:

RESOLUTION NO. 15-09

A RESOLUTION ADOPTING PLANS, POLICIES, AND APPOINTING INDIVIDUALS FOR THE FY 2014 LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT DEMONSTRATED NEEDS; AND FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, the Ouachita Parish Police Jury has been awarded a Louisiana Community Development Block Grant Demonstrated Needs (LCDBG-DN) for water improvements; and

WHEREAS, the LCDBG Program requires the adoption of plans and policies, appointments and authorization of individuals for compliance with the LCDBG regulations;

WHEREAS, it is necessary under the regulations of the LCDBG Program to authorize certain individuals to sign for Requests for Payment for LCDBG funds and to authorize one individual to certify to the correctness of each signature, designate an official depository to hold LCDBG funds and authorize certain individuals to sign checks on the official depository;

NOW THEREFORE:

BE IT RESOLVED by the Ouachita Parish Police Jury in regular session convened that the following plans and policies be adopted; (1) Procurement Policy, (2) Residential Antidisplacement and Relocation Assistance Plan and (3) Policy Statement for Communicating Information to Persons with Sensory Impairments and (4) Grievance Procedure;

BE IT FURTHER RESOLVED that the following appointments and authorization of individuals are made; (1) Handicapped/Section 504 Compliance/Coordinator – Bradley N. Cammack (2) Antidisplacement Coordinator – Bradley N. Cammack, (3) Equal Employment Officer – Bradley N. Cammack, (4) Citizen Complaint Officer – Bradley N. Cammack, (5) Labor Compliance Officer - LCDBG Administrator, and (6) Authorize the President to sign all documents pertaining to the LCDBG Program;

BE IT FURTHER RESOLVED that Bradley N. Cammack and Karen Cupit are hereby authorized to sign for Requests for Payment; Scotty Robinson shall certify to the correctness of each signature, that Community Trust Bank is hereby designated as the official depository of all LCDBG funds and that Bradley N. Cammack is authorized to sign checks on the official depository, which is required for each check.

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- 5) DISCUSSION/ACTION: Ouachita Parish Animal Control's Shelter
- 6) DISCUSSION/ACTION: Off Road Drainage

MR. MACK CALHOUN, DISTRICT B:

- 1) DISCUSSION/ACTION: Northeast LA Motorcyclist for Kids permission to occupy Cheniere Lake Area 8 for June 8-16 for Muscular Dystrophy Association Poker Run

MR. WALT CALDWELL, DISTRICT C:

- 1) DISCUSSION/ACTION: Old Sterlington Road

DR. OLLIBETH REDDIX, DISTRICT D:

- 1) DISCUSSION/ACTION:

MR. SHANE SMILEY, DISTRICT E:

- 1) DISCUSSION/ACTION: Appointment to Town and Country Drainage District #1
- 2) DISCUSSION/ACTION: Maintenance Agreement Regarding Meadowlark Drive

3) DISCUSSION/ACTION:

RESOLUTION NO. 15-08

A RESOLUTION RATIFYING, CONFIRMING, APPROVING AND AUTHORIZING LAKESHORE SEWERAGE DISTRICT #1 OF THE PARISH OF OUACHITA, STATE OF LOUISIANA (THE "DISTRICT") TO ISSUE, SELL AND DELIVER IN THE NAME OF THE DISTRICT SEWER REVENUE BONDS IN AN AMOUNT NOT EXCEEDING ONE MILLION EIGHT-HUNDRED THOUSAND DOLLARS (\$1,800,000), IN ONE OR MORE SERIES, FOR THE PURPOSE OF FINANCING THE CONSTRUCTION AND ACQUISITION OF IMPROVEMENTS, EXTENSIONS, RELOCATIONS AND/OR REPLACEMENTS TO THE SEWERAGE SYSTEM OF THE DISTRICT; SEEKING POLICE JURY APPROVAL; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, pursuant to the authority conferred by the Constitution of the State of Louisiana for the year 1921, as amended and Chapter 9, Part 1, Subpart A of Title 33 of the Louisiana Revised Statutes of 1950 (LSA-R.S. 33:3881 *et seq.*), and other constitutional and statutory authority supplemental thereto, the Police Jury of the Parish of Ouachita, State of Louisiana (the "Police Jury"), created Lakeshore Sewerage District #1 of the Parish of Ouachita, State of Louisiana (the "District"); and

WHEREAS, by resolution adopted March 10, 2015 (the "Resolution"), the Board of Commissioners of the District (the "Board") granted authority for the District to issue, sell and deliver in the name of the District, Sewer Revenue Bonds, in an amount not exceeding \$1,800,000, in one or more series (the "Bonds"), for the purpose of (i) financing the construction and acquisition of improvements, extensions, relocations and/or replacements to the System (the "Project"), (ii) funding a debt service reserve fund, if required and (iii) paying the costs of issuance related thereto; and

WHEREAS, the District has requested the Police Jury to ratify, confirm, approve and authorize the issuance of the Bonds in the name of the District all as set forth in the Resolution; and

WHEREAS, it is now the desire of this Police Jury to so ratify, confirm, approve and authorize the issuance of the Bonds with respect thereto.

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Ouachita, State of Louisiana, acting as the governing authority of said Parish, that:

SECTION 1. Police Jury Approval. In accordance with the request of the Board of the District, this Police Jury hereby ratifies, confirms, approves and authorizes the issuance of the Bonds all as set forth in the Resolution and/or any subsequent resolution of said Board with respect to the issuance of the Bonds.

SECTION 2. Further Authorization. In connection with the issuance and sale of the Bonds, the President and/or Recording Secretary of this Police Jury are each authorized,

empowered and directed to execute on behalf of the Police Jury such documents, certificates and instruments as they may deem necessary, upon the advice of Bond Counsel, to effect the approvals authorized by the Resolution, the signatures of the President and/or Recording Secretary on such documents, certificates and instruments to be conclusive evidence of the due exercise of the authority granted hereunder.

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MS. PAT MOORE, DISTRICT F:

- 1) DISCUSSION/ACTION: Letter of Support for GSU BSN Program
- 2) DISCUSSION/ACTION: Cooperative Endeavor Agreement with Ouachita Parish School Board for Shady Grove Walking Trail
- 3) DISCUSSION/ACTION:

**ORDINANCE NO. 9068
(INTRODUCTION ONLY)**

AN ORDINANCE AMENDING SECTION 14-1 OF THE COMPILED ORDINANCES OF THE OUACHITA PARISH POLICE JURY, TO ESTABLISH A SPEED LIMIT OF TWENTY-FIVE (25) MILES PER HOUR FOR DAYTON TIDWELL ROAD; PROVIDING FOR A PUBLIC HEARING; AND FURTHER PROVIDING WITH RESPECT THERETO.

WHEREAS, the Ouachita Parish Police Jury finds that the establishment of a speed limit of Twenty-Five miles per hour (25 mph) for Dayton Tidwell Road in Ouachita Parish Police Jury District “F” is in the public interest;

NOW, THEREFORE:

BE IT ORDAINED by the Ouachita Parish Police Jury in legal and regular session that Section 14-1 of the Compiled Ordinances of the Ouachita Parish Police Jury, be, and is hereby, supplemented and amended to establish and provide for a specific speed limit of Twenty-Five miles per hour (25 mph) for Dayton Tidwell Road;

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- 4) DISCUSSION/ACTION: Dayton Tidwell Road
- 5) DISCUSSION/ACTION: Supplemental Agreement Shady Grove Phase II

ADMINISTRATIVE REPORTS:

- A. FISCAL:** **Mr. Brad Cammack, Treasurer**
Discussion/Action:
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- B. FIRE:** **Chief Pat Hemphill, Fire Department**
Discussion/Action:
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- C. LEGAL:** **Mr. Jay B. Mitchell, Assist. Dist. Attorney**
Discussion/Action:
• LSU Calhoun Property Memorandum of Understanding
• Attorney General Fee Scales of Outside Counsel
- D. PUBLIC WORKS:** **Mr. John Tom Murray, Director**
Discussion/Action:
• Personnel Actions
- E. GREEN OAKS:** **Mr. Lamar Anderson, Director**
Discussion/Action:
• Personnel Actions

BEER AND WHISKEY APPLICATIONS:

- 1) GOLDEN, PAUL **GET N GO, LLC, DBA GET N GO, 946A OLE HWY 15, WEST MONROE, LA 71291 RETAIL BEER "CLASS A", 2016 RENEWAL**

OTHER BUSINESS:

DISCUSSION/ACTION:

A D J O U R N!